

United States Senate
WASHINGTON, DC 20510-2002

May 17, 2002

Mr. John Morrall
Office of Management and Budget
Office of Information and Regulatory Affairs
NEOB, Room 10235
725 17th Street, NW
Washington, D.C. 20503

Dear Mr. Morrall:

Enclosed is a copy of correspondence I received from Mr. Raymond Aschenbach. The letter raises some serious concerns about regulations issued by NARA. I would certainly appreciate it if you would carefully review this matter and provide me with an appropriate response.

Your attention to this matter is greatly appreciated.

With best regards,

Sincerely,



Paul Sarbanes
United States Senator

PSS/rpb

United States Senate
WASHINGTON, DC 20510-2002

May 17, 2002

Mr. John Morrall
Office of Management and Budget
Office of Information and Regulatory Affairs
NEOB, Room 10235
725 17th Street, NW
Washington, D.C. 20503

Dear Mr. Morrall:

Enclosed is a copy of correspondence I received from Mr. Raymond Aschenbach. The letter raises some serious concerns about regulations issued by NARA. I would certainly appreciate it if you would carefully review this matter and provide me with an appropriate response.

Your attention to this matter is greatly appreciated.

With best regards,

Sincerely,



Paul Sarbanes
United States Senator

PSS/rpb

Date: 5/13/2002 11:35 AM
Sender: nobody@w1.senate.gov
To: senator
Priority: Normal
Subject: From Senator Webpage

Sender's IP address = 205.181.14.14
<APP>SCCMAIL
<PREFIX>Mr.</PREFIX>
<FIRST>Raymond</FIRST>
<LAST> Aschenbach</LAST>
<ADDR1>Iron Mountain, Inc.</ADDR1>
<ADDR2></ADDR2>
<CITY>Columbia</CITY>
<STATE>MD</STATE>
<ZIP>21045</ZIP>
<HPHONE></HPHONE>
<WPHONE></WPHONE>
<EMAIL>raymond.aschenbach@ironmountain.gov</EMAIL>
<MSG>

May 1, 2002

Mr. John Morrall
Office of Information and Regulatory Affairs
Office of Management and Budget
NEOB, Room 10235
725 17th Street, N.W.
Washington, DC 20503

Via email at: jmorral@omb.eop.gov

Dear Mr. Morrall:

We are submitting these comments in response to the request for comments on the
“Draft Report to Congress on the Costs and Benefits of Federal Regulations” in the Federal Register on March 28, 2002.

Name of Regulation: Disposition of Federal Records

Regulating Agency: National Archives and Records Administration

Citation: 36 C.F.R. Part 1228

Specifically the following sections:

1228.228(b) multi-story design/certification requirement;
1228.230(b) compartmentalization requirement;
1228.230(e) roof fire rating requirement;
1228.230(i) column fire resistance rating requirement;
1228.230(l) limitation of sources of heat; and
1228.230(s) fire detection and suppression system compliance certification requirement.

Authority: 44 U.S.C. §§ 2104(a), 2904, 2907, 3102, 3103.

Iron Mountain is a full-service international provider of records and information management – from pure storage to comprehensive, compliance-based programs. For consistency, security, accessibility and cost-effectiveness, Iron Mountain is the partner that companies have trusted for

20755206

more than 50 years. We provide off-site storage and management solutions for business records and vital records for all industries. Iron Mountain currently has six top-security underground sites, 445 record centers and over 9,000 employees throughout the United States.

We are a records and information management company and a member of the Professional Records and Information Services Management (PRISM) International.

We reviewed PRISM's comments and suggestions on the above referenced regulations issued by NARA and completely support its position.

These regulations severely impact our ability to pursue business with the Federal government for records and information storage. We are also concerned about the impact these regulations will have on future trends in the industry. If the industry is forced to implement these standards in order to receive Federal contracts, it is conceivable that these facility requirements will needlessly permeate the industry. If that happens, small businesses will be unable to compete with the larger companies that can more easily absorb the up-front costs of retrofitting facilities.

The Federal government should not be dictating how the private sector does business, particularly when issuing such burdensome facility and fire safety standards. If anything, the government should look to the industry to see if the commercial standards in place are working before forcing a change.

We seriously hope that you will re-examine this issue and recommend deleting the sections of NARA's regulations that are so unreasonable.

Sincerely,

Raymond E. Aschenbach
General Manager
Iron Mountain, Inc.

cc: The Honorable Paul Sarbanes
The Honorable Barbara Mikulski
The Honorable Benjamin Cardin

</MSG>
<TOPIC>Business</TOPIC>
</APP>

Received: from mailsimsl.senate.gov ([156.33.203.10]) by mailexcl.senate.gov with SMTP

(IMA Internet Exchange 3.13) id 003D4ECB; Mon, 13 May 2002 12:04:39 -0400
Received: from www.senate.gov ([10.2.0.19])
by mailsimsl.senate.gov (Sun Internet Mail Server
sims.3.5.2000.03.23.18.03.pl0)
with SMTP id <OGW200GKQ4SMRV@mailsimsl.senate.gov> for
senator@sarbanes.senate.gov; Mon, 13 May 2002 12:09:17 -0400 (EDT)